

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

SUITS – Land Acquisition –PJP –GADWAL -Mahabubnagar District – Makthal (Mandal) Mustipalli (Village) O.P.No.168/2002 – Sanction of decretal charges of **Rs.4,20,031/-** - Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 265

DATE:17.04.2009

Read:

From the Special Collector, LA, Bheema Project, Mahabubnagar  
District Lr.No.B/195/2008, dt:15.12.2008.

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O R D E R:

The Secy.to CCLA, AP, Hyderabad has informed that the Special Collector, Land Acquisition, Bheema Project, Mahabubnagar District has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.168/2002 pertaining to Mustipalli (V) Makthal (M) of Mahabubnagar District. The then Special Dy.Collector, LA, PJP, Gadwal had acquired an extent of 3.18 gts in the limits of Mustipalli (V) by fixing the market value @Rs.38,000/- per acre vide Award No.59/2001 dt:05.09.2001. The Sr.Civil Judge Court, Narayanpet in its orders dt:07.04.2005 has enhanced the market value from Rs.38,000/- to Rs.1,08,000/- per acre. As per the orders of the Asst.Govt.Pleader, Narayanpet, the SDC, LA Unit, PJP, Gadwal has filed appeal before the Hon'ble High Court of A.P, Hyderabad. The Hon'ble High Court has granted interim stay order for deposit of Half of the decretal amount. Accordingly, an amount of Rs.2,61,655/- was sanctioned and the same deposited in Sr.Civil Judge Court on 06.03.2006. Finally, the Hon'ble High Court of A.P, Hyd has dismissed the appeal while confirming the lower court orders on 18.12.2006.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.4,20,031/- (Rupees Four lakhs twenty thousand and thirty one only)** in respect of O.P.No.168/02 pertaining to Mustipalli (V) Makthal (M) of Mahabubnagar District subject to verification whether the reference under section.18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

P.T.O.

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3. The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "4701- SMJH – 01 – Major Irrigation – M.H.122 – Jurala Project G.H.11 – NSP – S.H (26) – Dams and Appurtenant works - 530 – Major works – 532 – Lands (charged). In case, the available budget provision is not sufficient to meet the proposal requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4. This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.1151/F2(2)/2009-1, dated 30.03.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS,  
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, Bheema Project, Mahabubnagar.

The Chief Engineer, MBNR, Jalasoudha Buildings, Erramanzil, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.6117/LA.III(A2)/2009

SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER